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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 PARNELL COLVIN,

11 Plaintiff,

12 vs.

13 M.J. DEAN CONSTRUCTION, INC.,

14 Defendant.

Case No. 2:20-cv-01765-APG-EJY

**STIPULATION AND ORDER TO
CONTINUE EVIDENTIARY HEARING**

15
 16 Defendant, M.J. Dean Construction, Inc. (“Defendant”), by and through its counsel,
 17 Robert Rosenthal, Esq. from Howard & Howard Attorneys, PLLC, and Plaintiff, Parnell Colvin
 18 (“Plaintiff”), by and through his counsel, Michael P. Balaban, Esq. from the Law Offices of
 19 Michael P. Balaban, and Plaintiff’s former counsel, Jesse Sbaih, Esq. and Ines Olevic-Saleh, Esq.
 20 from Jesse Sbaih & Associates, Ltd., file this Stipulation and [Proposed] Order to Continue
 21 Evidentiary Hearing, Currently Set for March 12, 2024.

22 On February 22, 2024, the Court scheduled an evidentiary hearing to occur on Tuesday,
 23 March 12, 2024 at 2:00 pm in order to consider testimony and evidence from the parties and their
 24 counsel regarding Plaintiff’s former counsel’s motion to recover fees pursuant to an attorney’s
 25 lien. *See* ECF No.131.

26 Defendant’s counsel, Robert Rosenthal, is scheduled to undergo cataract surgery on the
 27 same day as the evidentiary hearing, March 12, 2024. Barring any complications, Mr. Rosenthal
 28 anticipates being able to return to work the following week. In light of Mr. Rosenthal’s surgery,

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counsel for the parties have agreed to continue the March 12, 2024 evidentiary hearing and respectfully request that the Court reset the hearing to take place the following week, the week thereafter, or at another time that is convenient for the Court.

Therefore, the parties hereby stipulate and respectfully request that the Court continue the March 12, 2024 evidentiary hearing and reset the hearing to take place the following week, the week thereafter, or at another time that is convenient for the Court.

Dated this 26th day of February, 2024.

Howard & Howard Attorneys PLLC

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Former Attorneys for Plaintiff

ORDER

IT IS ORDERED that the March 12th evidentiary hearing is vacated and continued to March 26, 2024 at 9:30 a.m. in Courtroom 6C.

IT IS SO ORDERED:

Dated: February 27, 2024



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE